

MEETINGS TO DATE 11
NO. OF REGULARS 9
NO. OF SPECIALS 2

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LANCASTER, NEW YORK
MAY 2, 1988

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 2nd day of May, 1988 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: ROBERT H. GIZA, COUNCILMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, TOWN ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
ROBERT LABENSKI, TOWN ENGINEER
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY

BID OPENING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster a refuse dump site for the year 1988.

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:15 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDER

1. C.I.D. Landfill, Inc.
10860 Olean Road
Chaffee, New York 14030
2. Walter Tree Service
69 Cemetery Road
Lancaster, New York 14086

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the High Superintendent and Town Attorney for examination, tabulation and recommendation.

OFFICIAL REPORTS - ACTIONS AND DIRECTIVES:

Councilman Kwak requested that Prefiled Resolution No. 8 "Authorize P.I.P. No. 146, Detention Basin" on the Lancaster Senior High School property at 1 Forton Drive, be withdrawn for further study.

File: BD-MIN

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLVED, that the minutes from the Joint Meeting of the Town Board and the Planning Board, held on April 11, 1988, and the Regular Meeting of the Town Board, held on April 18, 1988, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

File: R-MIN (P2)

①

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, CARDINAL INDUSTRIES DEVELOPMENT CORPORATION, 2040 South Hamilton Road, Columbus, Ohio 43232. the owner of a parcel of land at 4805 Transit Road, Town of Lancaster, which property is located on the east side of Transit Road, has petitioned the Town Board of the Town of Lancaster for the rezone of said property from R1-Single Family Residence District to an R2-General Residence District, said property being approximately 10 acres, and is more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot 97, Township 10, Range 6 of the Buffalo Creek Reservation bounded and described as follows:

COMMENCING at a point in the centerline of Transit Road, being also the west line of Lot 97, a distance of 395.84 feet south of the northwest corner of Lot 97, as measured along said west line;

THENCE N 86°-42'-00" E, parallel with the north line of said Lot 97, a distance of 2431.30 feet to the point of beginning;

THENCE S 3°-11'-52" E, parallel with the east line of said Lot 97, a distance of 357.81 feet to a point;

THENCE S 86°-42'-00" W, parallel with the north line of said Lot 97, a distance of 1138.22 feet to a point;

THENCE N 2° -05'-20" W, a distance of 357.90 feet to a point;

THENCE N 86°-42'-00" E, parallel with the north line of Lot 97, a distance of 1131.30 feet to the point of beginning, containing 9.321 acres more or less.

and

WHEREAS, the Planning Board of the Town of Lancaster and Planning Consultant have reviewed the rezone petition and recommended approval, and

WHEREAS, in accordance with Section 239(m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed the application for rezone and made its recommendation with respect thereto, and

WHEREAS, a Public Hearing was held on the 18th day of April, 1988, at 8:15 o'clock P.M., Local Time, and

WHEREAS, full opportunity to be heard was given to any and all citizens and all parties in interest, and

WHEREAS, a review of the petition and report of the Planning Board, Planning Consultant and evidence adduced at said public hearing, and the Master Plan and Zoning Map of the Town of Lancaster, reveals the following facts:

- (1) That the property is currently zoned R1-Single Family Residence;
- (2) That the property north of the proposed rezone is RC-Residence Restricted Business;
- (3) That the property directly west has multi-family construction already; and
- (4) There is no public controversy or opposition regarding said rezone;

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Ordinance and Zoning Map of the Town of Lancaster, is hereby amended and changed to provide that the premises herein previously described and petitioned to be rezoned, shall be rezoned from an R1-Single Family Residence District to an R2-General Residence District, and

BE IT FURTHER

RESOLVED, as follows:

- (1) That said amendment to the Zoning Ordinance be added in the minutes of the meeting of the Town Board of the Town of Lancaster, held on the 2nd day of May, 1988;
- (2) That a certified copy thereof be published in the Lancaster Bee on May 5, 1988, in form attached hereto and made a part hereof;
- (3) That the Affidavit of Publication be filed with the Town Clerk;
- (4) that a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolutuion was thereupon unanimously adopted .

May 2, 1988

LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO ZONING ORDINANCE
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an R1-Single Family Residence District to an R2-General Residence District:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot 97, Township 10, Range 6 of the Buffalo Creek Reservation bounded and described as follows:

COMMENCING at a point in the centerline of Transit Road, being also the west line of Lot 97, a distance of 395.84 feet south of the northwest corner of Lot 97, as measured along said west line;

THENCE N 86°-42'-00" E, parallel with the north line of said Lot 97, a distance of 2431.30 feet to the point of beginning;

THENCE S 30°-11'-52" E, parallel with the east line of said Lot 97, a distance of 357.81 feet to a point;

THENCE S 86°-42'-00" W, parallel with the north line of said Lot 97, a distance of 1138.22 feet to a point;

THENCE N 2°-05'-20" W, a distance of 357.90 feet to a point;

THENCE N 86°-42'-00" E, parallel with the north line of Lot 97, a distance of 1131.30 feet to the point of beginning, containing 9.321 acres more or less.

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY, that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of Amendment to the Zoning Ordinance, with the original thereof filed in my office at Lancaster, New York, on the 2nd day of May, 1988, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Town, this 2nd day of May, 1988.



Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT;

WHEREAS, Joseph Winde, a Fire Inspector with the Twin District Volunteer Fire Co., Inc., by letter dated April 13, 1988, has notified the Town Board that he has resigned from the position of Fire Inspector, and

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated April 27, 1988, has recommended the appointment of Raymond David to fill the vacant position of Fire Inspector for the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that **RAYMOND DAVID**, 11 Glendale Avenue, Lancaster, New York 14086, be and is hereby appointed Fire Inspector for the Town of Lancaster to fill the unexpired term of Joseph Winde, which term expires December 31, 1988.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

MAY 2, 1988

File: R-BD-MEMBRs (P6)

(3)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, a Public Hearing was held on the 21st day of March, 1988,
for the purpose of amending a portion of the Code of the Town of Lancaster,
County of Erie, State of New York, being Chapter 18 - "Excavations", and

WHEREAS, a Notice of said Public Hearing was duly published and
posted, and

WHEREAS, the Town Board, Town Attorney and Building Inspector have
recommended the proposed amendment of the Code of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Chapter 18, "Excavations", of the Code of the Town of
Lancaster, County of Erie, State of New York, is hereby amended by making the
following change thereto:

§18-21. Fees, (A)(1) and (2) shall be amended to read as follows:

A. The Town Clerk, when all conditions of this Ordinance
are complied with, shall issue permits and charge and
collect the following fees, which are intended to cover
the cost to the Town for any necessary engineering review
and inspection:

(1) Topsoil:

(a) Any area, One Hundred Dollars (\$100.) plus
four cents (\$0.04) per cubic yard to be
removed.

(2) Gravel, fill, rock, limestone and subsoil:

(a) A minimum fee of Two hundred dollars (\$200.)
for removal of an amount not exceeding five
thousand (5,000) cubic yards.

(b) Any area, four cents (\$0.04) per cubic yard
to be removed. The fee in no event to exceed
Five Thousand Dollars (\$5,000.).

(c) The Town Board may waive this fee where excavation
is deemed to be for the benefit of the Town.

and

BE IT FURTHER

RESOLVED, as follows:

1. That said Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster, held on the 2nd day of May, 1988,
2. That a certified copy thereof be published in the Lancaster Bee on the 5th day of May, 1988;
3. That a certified copy of this Amendment be posted on the Town Bulletin Board;
4. That Affidavits of Publication and Posting be filed with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO EXCAVATIONS ORDINANCE
TOWN OF LANCASTER

ARTICLE III of Chapter 18, Excavations, of the Code of the Town of Lancaster is hereby amended as follows:

"§18-21. Fees.

- A. The Town Clerk, when all conditions of this Ordinance are complied with, shall issue permits and charge and collect the following fees, which are intended to cover the cost to the Town for any necessary engineering review and inspection:
- (1) Topsoil:
 - (a) Any area, One Hundred Dollars (\$100.) plus four cents (\$0.04) per cubic yard to be removed.
 - (2) Gravel, fill, rock, limestone and subsoil:
 - (a) A minimum fee of Two hundred dollars (\$200.) for removal of an amount not exceeding five thousand (5,000) cubic yards.
 - (b) Any area, four cents (\$0.04) per cubic yard to be removed. The fee in no event to exceed Five Thousand Dollars (\$5,000.).
 - (c) The Town Board may waive this fee where excavation is deemed to be for the benefit of the Town.

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY, that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of AMENDMENT TO EXCAVATIONS ORDINANCE, with the original thereof filed in my office at Lancaster, New York, on the 2nd day of May, 1988, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said Town, this 2nd day of May, 1988.



Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, BELMONT SHELTER CORP., 560 Delaware Avenue, Buffalo, New York, has petitioned the Town Board of the Town of Lancaster for the rezone of certain property located on the north side of Broadway, west of Pavement Road in the said Town, from an SA-Suburban Agricultural District to an R2-General Residence District, and

WHEREAS, the petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a public hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 16th day of May, 1988, at 8:30 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 2nd day of May, 1988, the said Town Board will hold a public hearing on the 16th day of May, 1988, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an SA-Suburban Agricultural District to an R2-General Residence District:

The property is identified as parcel No. 116.00-2-10, and contains approximately 16.7 acres. The Lot is bounded on the south by Broadway, beginning approximately 1048 feet (2/10 of a mile) west of the center line of Pavement Road, and continuing easterly along Broadway approximately 368 feet; then north some 1990' to the northeast corner of property; then west 371' measured perpendicular to the eastern board then south approximately 1990' to the beginning point at Broadway.

Excepting, therefore, the first 300' north of the Broadway boundary is presently zoned R.C.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 2, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Master Water Improvement Area of the Town of Lancaster maintains hydrants along the southerly line of Wehrle Drive, between Transit Road and David Road and the south boundary line of the Town of Clarence, and

WHEREAS, the Master Water Improvement Area of the Town of Lancaster has heretofore contracted with the Harris Hill Fire Protection District of the Town of Clarence, and

WHEREAS, the Town Board of the Town of Clarence has duly held a public hearing on behalf of Harris Hill Fire Protection District to contract with the Master Water Improvement Area of the Town of Lancaster for the said hydrants in accordance with an Agreement approved by the Town Attorney and on file with the Town Clerk, which Agreement has been approved by the Town Board of the Town of Clarence;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute an Agreement by and between the Town of Clarence on behalf of the Harris Hill Fire Protection District, and the Master Water Improvement Area of the Town of Lancaster, providing for rental of seven (7) hydrants along the southerly line of Wehrle Drive between Transit Road and David Road and the south boundary line of the Town of Clarence, commencing April 1, 1988 and terminating March 31, 1993, all in accordance with the terms of said Agreement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

(6)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to amend a Town Ordinance entitled: EXCAVATIONS ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 18 OF THE CODE OF THE TOWN OF LANCASTER;

NOW, THEREFORE BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on the proposed amendment to the Excavations Ordinance, Chapter 18 of the Code of the Town of Lancaster, County of Erie will be held on the 16th day of May, 1988, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, and that Notice of the time and place of such hearing be published on or before the 5th day of May, 1988, in the Lancaster Bee, the official newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

(1)

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 2nd day of May, 1988, the said Town Board will hold a Public Hearing on the 16th day of May, 1988, at 8:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon a proposed amendment to the Excavations Ordinance of the Town of Lancaster, designated Chapter 18 of the Code of the Town of Lancaster, as follows:

CHAPTER 18
EXCAVATIONS

§18-17. Application for permit, (A), shall be amended by deleting therefrom the following:

- A. "A three dimensional sketch shall not be required if the maximum fee is paid with the application for the permit." Said section 18-17 (A) shall read as follows:

"18-17. Application for permit

.

- A. All information as required in the application form prepared by the Town Board, including a detailed statement of the proposed work and a three-dimensional sketch of the proposed excavation and exact condition of the plot or premises before work is commenced and proposed condition of said plot or premises after the work is completed; which plan and sketch shall be drawn by a licensed engineer in the State of New York."

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 2, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, the Town of Lancaster has previously approved the site plan for Eastwood Village, a townhouse development on William street, on April 6, 1987, and

WHEREAS, the Town Board, on August 10, 1987, approved the architectural design of said development, and

WHEREAS, the developer must file a Subdivision Map Cover for Phase II with the Erie County Clerk and the Town Clerk must certify the approval of the Town Board on the Map Cover,

NFOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby re-approves the site plan submitted by the developer of Eastwood Village for purposes of filing the Map Cover for Phase II with the Erie County Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA WAS ABSENT
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 1535 to Claim No. 1816 Inclusive.

Total amount hereby authorized to be paid:

\$ 253,550.69

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA WAS ABSENT

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

May 2, 1988

File: R-CLAIMS

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of these Building Permits be and are
hereby authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
131	Robin Agosti	3 Pheasant Run La.	ER. FENCE
132	Ronald Pack	811 Ransom Rd.	ER. SHED
133	Rebecca Baynes	1350 Town Line Rd.	ER. POLE BARN
134	M/M MacLauchlan	70 Pheasant Run	ER. FENCE
135	S & S Construction	60 Stony Rd.	EXT. SIN. DWLG
136	M.J. Ogilony Bldrs.	16 Country Pl.	ER. SIN. DWLG, GARAGE
137	Chempinski Bldrs.	459 Pleasant View Dr.	ER. SIN. DWLG, GARAGE
138	M/M Thomas Kelcher	1218 Penora St.	ER. SHED
139	L.P.R.C. Inc.	342 Harris Hill Rd.	ER. SIN. DWLG, OFF. BLDG
140	Gail Mendola	67 Pheasant Run	ER. SHED
141	NDC Homes, Inc.	6 Robins Nest Ct.	ER. SIN. DWLG, GARAGE, FIREPLACE
142	NDC Homes, Inc.	5 Robins Nest Ct.	ER. SIN. DWLG, GARAGE
143	Kevin Hammann	20 Shadyside La.	ER. DECK
144	Walter Nowinski	4576 Walden Ave.	ER. DBL. DWLG
145	Virginia Loecher	85 Cloyes Ave.	ER. SIN. DWLG, GARAGE
146	Babula Const.	5136 William St.	EXT. SIN. DWLG
147	Marrano Devel. Corp.	31, 33, 35, 37, 39 and 41 Eastwood Pkwy.	ER. SIN. DWLGS
148	W.F. Bosse Bldrs.	8 Jenny La.	ER. SIN. DWLG, GARAGE
149	Mike Kokeny	9 Pauline Ct.	ER. DECK
150	Dennis Kwiatkowski	5230 William St.	ER. FENCE
151	M/M Dennis O'Neill	244 Brunck Rd.	ER. SIN. DWLG, GARAGE
152	Valient Remodeling	5258 William St.	ER. SIN. DWLG, GARAGE
153	David Roll	32 Partridge Wk.	ER. POOL, FENCE
154	Danny Bellows	34 Partridge Wk.	ER. SHED, POOL, FENCE
155	M/M David Revzin	1207 Penora St.	ER. GARAGE, FENCE
156	Patrick Welch	85 Country Pl.	ER. POOL
157	Daniel Domanowski	562 Hall Rd.	EXT. PORCH

158	Roman Paryz	59 Steinfeldt Rd.	ER. POOL
159	Thomas Rabent	21 Partridge Wk	ER FENCE
160	Donald Hoffman	230 Belmont St.	ER SIN. DWLG. & GARAGE
161	William Zehter	54 Main St.	EX. CARPORT & DECK
162	Perry Kaupa	46 Deerpath Dr.	ER. FENCE
163	Paul Protzman	564 Harris Hill Rd.	EX. SIN. DWLG.
164	Carol Romanowski	427 Schwartz Rd.	EX. SIN. DWLG.
165	Ferraina Const. Co. Inc.	96 Pleasantview Dr.	ER. SIN. DWLG. (COMM.RES.)
166	Scott Wortland	6530 Broadway	ER. FR. FENCE
167	Complete Home Improve.	3524 Bowen Rd.	ER. FR. PVT. GARAGE
168	Burglo & Compofelice Inc	30 Ward Rd.	ER. IND. BLDG.
169	Computer System	4891 Transit Rd.	ER. FR. SIGN

and,

BE IT FURTHER

RESOLVED, that Building Permit Application Nos. 151 and 152 be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Town of Lancaster reserves the right, at any future date, to order the installation of a sidewalk on premises known as 230 Belmont Street, 459 Pleasantview Drive and 69 Pleasantview Drive, with cost to be paid by the then owner of the property, and

BE IT FURTHER

RESOLVED, that Building Permit Application No. 151 namely Mr. and Mrs. Dennis O'Neill to erect a single family dwelling at 244 Brunck Road be and is hereby approved conditionally to meet the reasonable requirements of the Town Attorney as to title to the road right-of-way.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	WAS	ABSENT
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

May 2, 1988

Councilman Miller requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has received a grant from the National Heritage Trust in conjunction with the Lancaster Town Hall Renovation, and

WHEREAS, Fox & Company, by letter dated April 29, 1988, has proposed to the Town of Lancaster an agreement to prepare and maintain documentation requirements as recited in the contract between the National Heritage Trust and the Town of Lancaster for a fee of One Thousand Two Hundred Dollars (\$1,200.);

NOW, THEREFORE, BE IT

RESOLVED, that the offer of Fox & Company, dated April 29, 1988, to prepare and maintain documentation requirements as prescribed in a contract between the National Heritage Trust and the Town of Lancaster for a professional fee of One Thousand Two Hundred Dollars (\$1,200.) be and is hereby accepted, and

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute a letter agreement to this effect, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this Letter Agreement to Fox & Company.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES	COUNCILMAN KWAK VOTED YES
COUNCILMAN GIZA WAS ABSENT	COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES	

The resolution was thereupon unanimously adopted.

May 2, 1988

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - School Property for Country View East
On January 27, 1988, the Town Attorney wrote to Marrano/Marc Equity and informed them that the Town Board expects this detention basin to be constructed by them this year.
2. Excavating Ordinance - "Fee Structure"
On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision. On May 2, 1988 the Town Board approved this ordinance amended. The Town Clerk was directed to remove this item from future Town Board agendas.
3. Public Improvement Permit Authorization - Country View East Subdivision, Phase I (Marrano/Marc Equity).
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1988.
4. Public Improvement Permit Authorization - Country View East Subdivision, Phase II and Phase III (Marrano/Marc Equity).
This item remains under unfinished business until a retention basin is constructed on the Lancaster Sr. High School property.
5. Public Improvement Permit Authorization - Country View East Subdivision, Phase IV (Marrano/Marc Equity).
This item remains under unfinished business until P.I.P. No. 109 (street lighting) is accepted and a retention basin is constructed on the Lancaster Sr. High School property.
6. Public Improvement Permit Authorization - Country View East Subdivision, Phase V (Marrano/Marc Equity).
The Town Board authorized issuance of P.I.P. Nos. 138 (sidewalks), 139 (water line), 140 (storm sewer), 141 (Pavement and curbs), and 142 (street lighting), on April 11, 1988..
7. Public Improvement Permit Authorization - Countryside Subdivision, Phase II (Josela Enterprises)
This item remains under unfinished business until P.I.P. No. 102 (street lights) is accepted by the Town of Lancaster.
8. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase I (Marrano/Marc Equity)
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
9. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase II(A) (Marrano/Marc Equity)
This item remains under unfinished business until P.I.P. No. 108 (street lighting) is accepted by the Town Board.
10. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase II(B) (Marrano/Marc Equity)
The Town Board authorized issuance of P.I.P. Nos. 133 (Pavement and curbs), 134 (storm sewer), 135 (water line), 136 (sidewalks), and 137 (street lighting), on April 11, 1988..
11. Public Improvement Permit Authorization - Indian Pine Village (Fischione Const., Inc.)
On August 10, 1987, the Town Clerk was authorized to issue P.I.P. Nos. 122 (street lighting), 123 (sidewalk) and 125 (storm sewer). On September 8, 1987, the Town Clerk was authorized to issue P.I.P. No. 128 (Detention Basin). On December 21, 1987 the Town Board accepted P.I.P. No. 124 (pavement & curbs), and 125 (water lines).

STATUS REPORT ON UNFINISHED BUSINESS CONT'D:

12. Public Improvement Permit Authorization - Lancaster Commerce Center
(Gelert Development)
The Town Board authorized issuance of P.I.P. Nos. 79 (water main) and 80 (retention basin) on June 6, 1983.
13. Public Improvement Permit Authorization - Plumb Estates (Galasso)
The item remains under unfinished business until P.I.P. No. 127 (detention basin) and P.I.P. No. 114 (street lighting) is accepted by the Town Board.
14. Public Improvement Permit Authorization - Plumb Estates South, Phase I (Galasso)
The Town Board authorized issuance of P.I.P. Nos. 116 (pavement and curbs), 117 (storm sewer), and 118 (water line) on August 11, 1987.
15. Public Improvement Permit Authorization - Plumb Estates South, Phase II (Galasso)
The Town Board authorized issuance of P.I.P. Nos. 119 (pavement and curbs), 120 (water line), and 121 (storm sewer) on August 11, 1987.
16. Public Improvement Permit Authorization - Warnerview Estates, Phase I (Donato)
The Town Board authorized issuance of P.I.P. Nos. 129 (detention basin), 130 (water line), 131 (pavement and curbs), and 132 (storm sewer) on December 21, 1987.
17. Rezone Petition - Belmont Shelter
On April 14, 1988 this matter was referred to the Planning Board for review and recommendation. On April 25, 1988, the Planning Board recommended a provisional rezone on this matter. On May 2, 1988, the Town Board set a public hearing on this matter for May 16, 1988.
18. Rezone Petition - Cardinal Industries
On April 18, 1988, the Town Board held a public hearing on this matter and reserved decision. On May 2, 1988, the Town Board approved this rezone. The Town Clerk was directed to remove this item from future Town Board Agendas.
19. Rezone Petition - Pine Hill Concrete Corp.
On April 11, 1988, the Town Board held a public hearing on this matter and reserved decision.
20. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redleln Dr.)
On November 6, 1986, this matter was referred to the Planning Board Chairman, Chief Fowler, Highway Superintendent, Town Engineer, and Town Planning Consultant for review and report.
21. Traffic Study - Speed Reduction, Peppermint Road
On April 11, 1988, the Town Board amended the Vehicle and Traffic Ordinance of the Town of Lancaster and set a 45 MPH speed limit on Peppermint Road. The Town Clerk was directed to remove this item from future Town Board Agendas.
22. Zoning Ordinance and Map Update
On June 15, 1983, Consultant Richard Brox conveyed a draft to the Town Board and Planning Board. Numerous joint sessions have been held to resolve areas of concern. SEQOR review, on the ordinance only, was held on July 18, 1984. The proposed map has not been subjected to SEQOR review.
23. Zoning Ordinance Amendment - Campers and Boats
On March 21, 1988, the Town Board held a public hearing on this matter and reserved decision.

PERSONS ADDRESSING TOWN BOARD:

Michael Patterson, Engineer for Foreststream Village spoke to the Town Board relative to final approval of this subdivision.

Ernest Getzoni, 9 Old Schoolhouse Road, Lancaster, New York 14086, asked for more police presence on Bowen Road to enforce the recently enacted lower speed limit on this county highway.

COMMUNICATIONS:DISPOSITION

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| 314. Lancaster Post No. 7275 to Town Board -
Invitation to participate in Memorial Day
Parade on 5/30/88. | R & F

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| 315. N.Y.S. Dept. of Environ. Conservation to
Supervisor -
Workshop to be held on 5/23/88 at Amherst
SUNYAB re: solid waste management facilities
and incinerators regulations. | Supervisor
Solid Waste Commission

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| 316. Supervisor to County Dept. Highways -
Request size increase of stop signs at inter-
section of William and Bowen. | R & F

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| 317. Supervisor to Town Board -
Various fund investments for January,
February and March 1988. | R & F

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| 318. N.Y.S. Dept. of Environ. Conservation to
Supervisor -
Notice of availability of Draft Environmental
Impact Statement on the Oil, Gas and Solution
Mining Regulatory Program, January 1988. | R & F

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| 319. Police Chief to Town Board -
Request payment of vouchers for four 1988
police cars and trade-in of three vehicles. | R & F

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| 320. County Dept. of Environ. Health Services to
Pool Operator -
Notice that N.Y.S. Sanitary Code requires
pool operators to develop a written safety
plan. | Recreation Director

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| 321. County Dept. of Emergency Services to
Supervisor -
Comments re: the County 911 System which will
become operational on 7/18/88. | R & F

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| 322. Lancaster Village Trustee Meyer to Lancaster
Postmaster -
Transmittal of petition and comments re: mail
service on Walden Ave. | R & F

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| 323. <u>New York State-Local ISSUE BRIEF</u> -
Re: privatization of public services. | R & F

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| 324. Town Clerk to Town Board -
Comments re: recruitment and training of
Substitute Election Inspectors. | R & F

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| 325. Youth Bureau Ex. Dir. to Town Clerk -
Invitation to attend award ceremony for 1st
Annual Youth Hall of Fame to be held 5/23/88
at the Opera House. | Human Services

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| 326. The Marrano Corp. to Town Clerk -
Transmittal of P.I.P. application for
retention basin within Country View East
Subdivision. | Supervisor
Drainage Commission
Engineer

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| 327. Nussbaumer & Clarke, Inc. to Town Board -
Transmittal of map cover for Eastwood Village
Townhouses, Phase II for review and approval. | R & F

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| 328. Grand Island Town Clerk to Town Clerk -
Resolution opposing efforts of County to
Increase the Real Estate Transfer Tax. | R & F

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COMMUNICATIONS CONT'D.:DISPOSITION

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| 329. Highway Supt. to Town Board -
Notice of exact accordance with balances re:
Budget Control Report Sheets of 12/87. | <u>R & F</u>

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| 330. Town Clerk to Zoning Board Members, Building
Inspector and Dep. Town Attorney -
Transmittal of variance petitions of M/M
Michael Meyer and Cardinal Industries Devel. | <u>R & F</u>

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| 331. Twin Dist. V.F.C. to Town Clerk -
Resignation of Joseph Winde as Fire Inspector
and appointment of Raymond David to same. | <u>R & F</u>

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| 332. Planning Board to Town Board -
Recommendation of approval of provisional rezone
for Belmont Shelter Corp. | <u>R & F</u>

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| 333. Planning Board to Town Board -
Minutes from meeting held 4/20/88. | <u>R & F</u>

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| 334. Building Inspector to Fischione Const. Co. -
Comments re: topsoil removal from Indian Pine
Village. | <u>R & F</u>

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| 335. Building Inspector to N.D.C. Homes Inc. -
Comments re: drainage problem on Sub Lot 133
Robins Nest. | <u>Drainage Commission</u>

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| 336. John Winiewicz to Supervisor -
Comments re: expansion of building in Town-
ship. | <u>R & F</u>

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| 337. Sen. Moynihan to Supervisor -
Notice of introduction of bill to exempt fire-
fighters from proposed coverage under the
Commercial Motor Vehicle Safety Act. | <u>R & F</u>

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| 338. Town Line V.F.D. to Town Board -
Invitation to attend the 32nd Annual Memorial
Day Services. | <u>R & F</u>

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| 339. Lancaster Village 4th of July Celebrations
Committee to Town Board -
Invitation to participate in annual parade. | <u>Town Clerk for reply</u>
<u>Call re. Czapl</u>

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| 340. Youth Bureau Ex. Dir. to Town Clerk -
Invitation to attend award ceremony for 1st
Annual Youth Hall of Fame to be held 5/23/88
at the Opera House. | <u>R & F</u>

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| 341. Combined HAZMAT Team to Town Board -
Comments re: receipt of \$80,000.00 state grant. | <u>Public Safety Commission</u>

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| 342. Lancaster Town Board Proclamation -
Sets week of 5/14-21/88 as "Disabled American
Veterans Forget-Me-Not Week". | <u>R & F</u>

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| 343. Amherst Town Board to N.Y.S. Thruway Authority -
Viewpoints and suggestions re: Station 50. | <u>R & F</u>

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| 344. Supervisor to Professional Vehicle Sales-North -
Request all corrections be made to new
amulance within a 30 day period. | <u>R & F</u>

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| 345. Don Gallo to Supervisor -
Transmittal of County Health Dept. approval
letter re: Keysa Park Pool renovation. | <u>R & F</u>

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COMMUNICATIONS CONT'D.:DISPOSITION

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| 346. Marrano/Marc Equity Corp. to Supervisor -
Comments re" proposed tree planting cost
addition to building permit. | <u>Tree Planting Committee</u>

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| 347. Anonymous Resident to Town Board -
Various complaints. | <u>R & F</u>

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| 348. Lancaster Town Board Proclamation -
Sets April 29, 1988 as "Mildred Whittaker Day". | <u>R & F</u>

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| 349. Buffalo News Article -
Article entitled "Leading Aviation Historian
to Talk At Induction of Six to Hall of Fame. | <u>R & F</u>

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| 350. NYSDOT to Supervisor -
Notice of preconstruction meeting to be held
5/6/88 in Buffalo re: Cemetery Rd. Project. | <u>Supervisor</u>
<u>Engineer</u>

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| 351. <u>InterCom</u> -
"Local Governments Face Rising Service Costs -
One Alternative - Impact Fees". | <u>R & F</u>

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| Supervisor Keysa requested a suspension of the necessary rule for
immediate consideration of the following communications - | |
| 352. Fox & Company to Supervisor -
Audit proposal for Nat'l Heritage Trust Grant. | <u>Town Attorney for</u>
<u>Suspended Resolution</u>
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| 353. Lancaster/Depew Leagues Inc. to Town Board-
Request for meeting. | <u>Recreation Committee</u>

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ADJOURNMENT

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 10:30 P.M. out of respect to:

Theodore Snios
John Potter
John Lane

Signed Robert P. Thill
Robert P. Thill, Town Clerk